

1 Brian T. Rekofke
 2 Ross P. White
 3 Witherspoon, Kelley, Davenport & Toole
 4 1100 US Bank Building
 5 422 West Riverside
 6 Spokane, WA 99201
 7 (509) 624-5265

8 Attorneys for Corporation of the President and
 9 Corporation of the Presiding Bishop and Donald C. Fossum

10
 11
 12 UNITED STATES DISTRICT COURT
 13 FOR THE EASTERN DISTRICT OF WASHINGTON

14 THOMAS A. WAITE,

15 Plaintiff,

16 vs.

17 CORPORATION OF THE PRESIDING
 18 BISHOP OF THE CHURCH OF JESUS
 19 CHRIST OF LATTER DAY SAINTS, a
 20 Utah corporation, CORPORATION OF
 21 THE PRESIDENT OF THE CHURCH OF
 22 JESUS CHRIST OF LATTER DAY
 23 SAINTS, a Utah corporation; DONALD C.
 24 FOSSUM; and STEVEN D. BRODHEAD,

25 Defendants.

26 Case No.: CV-05-399-EFS

27 NOTICE OF HEARING

28 (Without Oral Argument)

April 27, 2007
 to be heard at 6:30 pm

19 TO: THE CLERK OF THE COURT, and

20 TO: ALL PARTIES AND THEIR COUNSEL OF RECORD

21 **Notice is hereby given** that Corporate defendants and Fossum's Motion
 22 For Expedited Hearing on Defendants' Motion to Extend Discovery Cutoff For
 23 Four Days will be brought for hearing on Friday, April 27, 2007, at 6:30 p.m.,
 24 before the Honorable Edward F. Shea of the United States District Court for the
 25 Eastern District of Washington. Oral argument is not requested

26 ///

27
 28 NOTE FOR HEARING RE MOTION TO
 EXTEND DISCOVERY CUTOFF - 1

G:\C\Church of Jesus Christ 14061\Waite 3\Pleadings\Motion to Extend Discovery Deadline\Note for Hearing 042507 (kh).wpd

WITHERSPOON, KELLEY, DAVENPORT & TOOLE
 A PROFESSIONAL SERVICE CORPORATION
 ATTORNEYS & COUNSELORS

1100 U.S. BANK BUILDING
 422 WEST RIVERSIDE AVENUE
 SPOKANE, WASHINGTON 99201-0302
 (509) 624-5265

1 DATED this 25th day of April, 2007.
2
3

4
5 **WITHERSPOON, KELLEY, DAVENPORT
& TOOLE**
6

7 By: 
8

9 Brian T. Rekofke, WSBA No. 1326
10 Ross P. White, WSBA No. 12136
11 Attorneys for Corporation of the President and
12 Corporation of the Presiding Bishop and Donald
13 C. Fossum
14
15
16
17
18
19
20
21
22
23
24
25
26
27

28 NOTE FOR HEARING RE MOTION TO
EXTEND DISCOVERY CUTOFF - 2

G:\C\Church of Jesus Christ 14061\Waite 3\Pleadings\Motion to Extend Discovery Deadline\Note for Hearing 042507 (klh).wpd

WITHERSPOON, KELLEY, DAVENPORT & TOOLE
A PROFESSIONAL SERVICE CORPORATION
ATTORNEYS & COUNSELORS

1100 U.S. BANK BUILDING
422 WEST RIVERSIDE AVENUE
SPOKANE, WASHINGTON 99201-0302
(509) 624-5265

CERTIFICATE OF SERVICE

I hereby certify that on the 25th day of April, 2007:

1. I electronically filed the foregoing **Note For Hearing** with the Clerk of the Court using the CM/ECF System which will send notification of such filing to the following:
(for Waite) Richard C. Eymann and Stephen L. Nordstrom;
(for Brodhead) Andrew C. Smythe.
2. I hereby certify that I have mailed by United States Postal Service the document to the following non-CM/ECF participants at the address listed below: **None**.
3. I hereby certify that I have hand delivered the document to the following participants at the addresses listed below: **None**.

Kimberley L. Hunter, Legal Assistant
Witherspoon, Kelley, Davenport & Toole, P.S.
422 W. Riverside Ave., #1100
Spokane, WA 99201-0300
Phone: 509-624-5265
Fax: 509-478-2728
kimh@wkdlaw.com

NOTE FOR HEARING RE MOTION TO
EXTEND DISCOVERY CUTOFF - 3

G:\C\Church of Jesus Christ 14061\Waite 3\Pleadings\Motion to Extend Discovery Deadline\Note for Hearing 042507 (kh).wpc

WITHERSPOON, KELLEY, DAVENPORT & TOOLE
A PROFESSIONAL SERVICE CORPORATION
ATTORNEYS & COUNSELORS

1100 U.S. BANK BUILDING
422 WEST RIVERSIDE AVENUE
SPOKANE, WASHINGTON 99201-0302
(509) 624-5265